

VINEYARD

ORDINANCE NO. 2023-18

AN ORDINANCE OF THE CITY COUNCIL OF VINEYARD RESTRICTING THE USE OF PERSONAL FIREWORKS WITHIN CERTAIN PORTIONS OF THE CITY

WHEREAS, the Vineyard City Council finds that the current conditions existing within the State of Utah, Utah County and Vineyard City present dangerous conditions relating to fire danger due to the likely presence of excessive fuels for fires; and

WHEREAS, the Vineyard City Council further finds that the City, throughout all areas, contains innumerable brush covered, and grass covered areas and a very significant number of trees which, due to the above referenced conditions, present significant fuel for fires; and

WHEREAS, the City's fire code officials have provided an opinion to the City that the above-referenced findings of the City are accurate and the fire danger within the City is very likely to be extreme and that such danger would be reduced by prohibiting the discharge of personal fireworks within the City; and

WHEREAS, the Vineyard City Council has determined that the minimal restriction on public convenience which would occur through a restriction on the use of personal fireworks is significantly outweighed by the need to protect public health and safety and to take precautions to guard against the existing extraordinary fire danger;

NOW, THEREFORE, be it ordained by the City Council of Vineyard, Utah, as follows:

Section 1. Restriction on Personal Fireworks. Pursuant to the provisions of the *Utah Code Ann.* 15A-5-202.5, and based on the findings as noted above, the use of personal fireworks is hereby restricted in all areas of the City indicated on Exhibit A, a copy of which is attached hereto and incorporated herein by reference. This restriction shall remain in effect until October 15, 2023, unless earlier terminated by action of the Vineyard City Council. This restriction shall not apply to permitted public fireworks displays authorized by the City and approved by the City's fire code official.

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. For the protection and preservation of public health and safety, this Ordinance shall take effect immediately upon its passage. The City Recorder is hereby directed to publish and/or post this Ordinance forthwith.

PASSED AND ADOPTED BY THE VINEYARD CITY COUNCIL APRIL 26, 2023.

	AYE	NAY	ABSENT	ABSTAIN
Mayor Julie Fullmer	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Tyce Flake	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Amber Rasmussen	<u> </u>	<u> </u>	<u>X</u>	<u> </u>
Mardi Sifuentes	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Cristy Welsh	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

Presiding Officer

Julie Fullmer
Julie Fullmer, Mayor, Vineyard

Attest

Kelly Kloepfer
Kelly Kloepfer, Deputy Recorder
Vineyard

